

December 20, 2022

The Second Regular December meeting of the Danville City Council was held on December 20, 2022, at 7:00 p.m. in the Council Chambers located on the Fourth Floor of the Municipal Building. The following Council Members were present: James B. Buckner, L.G. "Larry" Campbell Jr., Bryant Hood, Mayor Alonzo L. Jones, Barry Mayo, Dr. Gary P. Miller, Sherman M. Saunders, J. Lee Vogler, Jr., and Madison J.R. Whittle (9). *Mr. Whittle entered the meeting at 7:04 p.m.*

Staff Members present were: City Manager Ken Larking, Deputy City Manager Earl Reynolds, Deputy City Attorney Alan Spencer and City Clerk Susan M. DeMasi. City Attorney W. Clarke Whitfield, Jr. was absent.

Mayor Jones presided.

INVOCATION AND PLEDGE OF ALLEGIANCE

Council Member Sherman M. Saunders gave the Invocation followed by the Pledge of Allegiance.

COMMUNICATIONS FROM VISITORS

Mayor Jones recognized Anthony Jones, 1034 Dibrell Avenue, who spoke about the church.

Mayor Jones recognized Daryl Turpin, 153 Kenilworth Avenue, retired firefighter, who spoke about recruitment and retention in fire departments, training and firefighter pay.

Mayor Jones recognized Dontell and Brittanie Fitzgerald, founders of the Center, the family entertainment center coming soon to the River District who spoke about the facility.

Mayor Jones recognized Tom Collins, 909 Poplar Trace, who spoke about competitive pay for firefighters.

CONSENT AGENDA

Mayor Jones opened the floor for a Public Hearing regarding the Consent Agenda items. Notice of the Public Hearing was published in the *Danville Register & Bee* on December 13, 2022. No one present desired to be heard and the Public Hearing was closed.

Council Member Campbell **moved** for adoption of the following Consent Agenda items:

Consideration of Approval of Minutes from Regular Council Meeting held on November 15, 2022, and Minutes from Regular Work Session held on November 15, 2022. Draft copies of the minutes had been distributed prior to the meeting.

Amending the Fiscal Year 2023 Budget Appropriation Ordinance by Anticipating the Proceeds for the Issuance of Bonds.

An Ordinance entitled, Ordinance No. 2022-12.04, Amending the Fiscal Year 2023 Budget Appropriation Ordinance by Anticipating the Proceeds from the Issuance of Bonds and Appropriating Same for Anticipated Expenditures.

The Motion was **seconded** by Council Member Mayo.

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Council Member Whittle questioned Item C and Director of Finance Michael Adkins explained this item was appropriating the bond proceeds from the bonds that were issued about a month ago. The City received those funds and Council had to take this action to actually appropriate that money to the various projects that bond money will pay for. Mr. Whittle noted there was \$2M in there for the school system, and thought they were taken care of with the \$150M; Mr. Adkins stated the 1% local sales tax option bonds that Mr. Whittle was referring to had designated purposes at GW High School and other schools in particular. This \$2M was for the ongoing capital needs such as roofs, or HVAC on other schools; it was part of their routine capital maintenance. Mr. Larking noted this was approved by the Council as part of the current year's budget, in June; staff was working with the school system on what any future requests will be.

The **Motion** was carried by the following vote:

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

APPOINTMENTS

Vice Mayor Miller **moved** for adoption of the following Appointment Resolutions:

Resolution 2022-12.06 – Reappointing Robert Keesee to the River District Design Commission.

Resolution 2022-12.07 – Reappointing Lenard Lackey to the Employee Retirement System Board.

Resolution 2022-12.08 – Reappointing Hampton Wilkins to the Fair Housing Board.

Resolution 2022-12.09 – Reappointing Katherine Harvell to the Fair Housing Board.

Resolution 2022-12.10 – Reappointing Michael Searce to the Planning Commission.

The Motion was **seconded** by Council Member Campbell and carried by the following vote:

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

NEW BUSINESS

Review of the General Fund Financial Results as of November 30, 2022

Director of Finance Michael Adkins gave the General Fund Financial Results as of November 30, 2022 which represents 42% of the fiscal year or five months of the budget. As of November 30th, revenues were at \$44.8M, 37% of budget and Mr. Adkins stated he does not expect that to track with the timing of the calendar year as the City's revenues were not received evenly through the year, but basically in two periods, in the December and June tax collections. Revenues were up nearly \$1M from last year and that was primarily in the local consumer driven taxes. Real Estate

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and Personal Property Tax collections through November 30th were very comparable to last year, up \$27,000.

Local taxes were the strong performers this year. Sales tax was at \$4.7M, a little ahead of budget at 43% but about \$275,000 more than last year at this time. Meals tax was \$4.5M which represents 47% of budget, tracking at \$425,000 more than last November. Lodging was really the stronger in comparison to last year; the City has collected \$1.2M in lodging taxes, 59% of budget at this point, exceeding last year by \$254,000. The 1% Local Sales Tax for the School bonds, the City based that bond issuance on an approximation of receiving about \$700,000 a month from that revenue source and the most recent payment received this month was \$816,000. That was a good indication that the City will be able to make those debt service payments without any trouble, and any excess will be used to develop a cushion in case there was a downturn in the economy over the next twenty years while the City was paying those bonds back. Also, any excess money will have to offset school capital needs in the future. All other revenues were on track, state and federal funding was being received as scheduled, with no concerns on the revenues so far this year.

On the Expenditure side, everything was tracking well, Departmental Spending was just under 41% of budget at this point. The only concerns right now looking at Non-departmental was group health insurance which because of the inflationary impact on medical costs, those claims were going to be higher than expected at this point. The City was ahead of budget at the end of November at 49% but this week, they received about \$150,000 in stop loss claims. The City's stop loss insurance picked up and that will bring it down to where it was currently at 48%. They were back on track for the first half of the year, but Mr. Adkins noted he thought that was one area they will probably exceed budget by June; they were in the right spot now and should not get too far out with that by June.

Council Member Vogler stated Mr. Adkins mentioned the tax collection for December, why does the City collect the taxes in June and December versus different months. Mr. Adkins stated he did not have an answer for that; traditionally that was how it has been and other localities do the same thing. The City does have the option of billing once a year or twice a year and many people comment why does it have to be around the holidays; he will research that and Mr. Vogler noted he would like to have that conversation.

PUBLIC HEARING – CONSIDERATION OF VACATING A RIGHT OF WAY ON LYNCH STREET

Mayor Jones opened the floor for a Public Hearing regarding Vacating a Right of Way. Notice of the Public Hearing was published in the *Danville Register & Bee* on December 12, 2022 and December 19, 2022. No one present desired to be heard and the Public Hearing was closed.

Council Member Buckner **moved** for adoption of an Ordinance entitled:

ORDINANCE NO. 2022-12.05

AN ORDINANCE VACATING APPROXIMATELY 0.15 ACRES OF UNIMPROVED PUBLIC RIGHT-OF-WAY ON LYNCH STREET.

The Motion was **seconded** by Council Member Mayo and carried by the following vote:

VOTE: 9-0

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AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

PUBLIC HEARING – CONSIDERATION OF APPROVING THE 2022-2023 HOUSING AND URBAN DEVELOPMENT ONE YEAR ACTION PLAN

Mayor Jones opened the floor for a Public Hearing regarding approving the 2022-2023 HUD One Year Action Plan. Notice of the Public Hearing was published in the *Danville Register & Bee* on November 21, 2022. No one present desired to be heard and the Public Hearing was closed.

Council Member Buckner **moved** for adoption of a Resolution entitled:

RESOLUTION NO. 2022-12.11

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) A ONE YEAR ACTION PLAN.

The Motion was **seconded** by Council Member Mayo and carried by the following vote:

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

CONSIDERATION OF A RESOLUTION OF SUPPORT OF THE VA250 COMMISSION

Council Member Campbell **moved** for adoption of a Resolution entitled:

RESOLUTION NO. 2022-12.12

A RESOLUTION OF THE COUNCIL OF THE CITY OF DANVILLE, VIRGINIA SUPPORTING THE EFFORTS OF THE VIRGINIA AMERICAN REVOLUTION 250 COMMISSION

The Motion was **seconded** by Council Member Buckner and carried by the following vote:

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

CONSIDERATION OF AMENDING DANVILLE CITY CODE SECTION 2-4 – CONFLICT OF INTEREST

Council Member Buckner **moved** for adoption of an Ordinance entitled:

ORDINANCE NO. 2022-12.06

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AN ORDINANCE AMENDING AND REORDAINING SECTION 2-4, ENTITLED "CONFLICTS OF INTEREST" OF ARTICLE I, ENTITLED "IN GENERAL," OF CHAPTER 2, ENTITLED "ADMINISTRATION," OF THE CODE OF THE CITY OF DANVILLE, 1986, AS AMENDED.

The Motion was **seconded** by Council Member Vogler and carried by the following vote:

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

**BUDGET AMENDMENT – CONSIDERATION OF AMENDING THE FISCAL YEAR 2023
BUDGET APPROPRIATION ORDINANCE FOR A GRANT FROM THE DEPARTMENT OF
CRIMINAL JUSTICE**

Upon **Motion** by Council Member Vogler and **second** by Council Member Mayo, an Ordinance entitled:

ORDINANCE NO. 2022-12.07

AN ORDINANCE AMENDING THE FISCAL YEAR 2023 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUE FROM VIRGINIA DEPARTMENT CRIMINAL JUSTICE SERVICES – FISCAL YEAR 2023 SCHOOL RESOURCE OFFICER GRANT PROGRAM IN THE AMOUNT OF \$88,398 AND APPROPRIATING SAME.

was presented by its **First Reading**, as required by City Charter, to lie over before final adoption.

**BUDGET AMENDMENT – CONSIDERATION OF AMENDING THE FISCAL YEAR 2023
BUDGET APPROPRIATION ORDINANCE FOR A STATE AVIATION GRANT**

Upon **Motion** by Vice Mayor Miller and **second** by Council Member Buckner, an Ordinance entitled:

ORDINANCE NO. 2022-12.08

AN ORDINANCE AMENDING THE FISCAL YEAR 2023 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR ADDITIONAL STATE AVIATION GRANT FUNDING FOR THE PURPOSE OF SEAL COATING THE SHOULDER AREAS OF RUNWAY 13/31 IN THE AMOUNT OF \$68,057 AND THE LOCAL SHARE IN THE AMOUNT OF \$17,014 TO BE PROVIDED BY LOCAL BOND FUNDS AND APPROPRIATING SAME.

was presented by its **First Reading**, as required by City Charter, to lie over before final adoption.

**BUDGET AMENDMENT – CONSIDERATION OF AMENDING THE FISCAL YEAR 2023
BUDGET APPROPRIATION ORDINANCE FOR GRANT FUNDS FROM THE US
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

Upon **Motion** by Council Member Buckner and **second** by Council Member Whittle, an Ordinance entitled:

ORDINANCE NO. 2022-12.09

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AN ORDINANCE AMENDING THE FISCAL YEAR 2023 BUDGET APPROPRIATION ORDINANCE FOR PROJECTS TO BE OR BEING UNDERTAKEN TO IMPROVE THE DANVILLE COMMUNITY FINANCED WITH COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AND HOME INVESTMENT PARTNERSHIP FUNDS FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, AND ESTIMATED PROGRAM INCOME FOR A TOTAL APPROPRIATION OF \$1,236,545.

was presented by its **First Reading**, as required by City Charter, to lie over before final adoption.

BUDGET AMENDMENT – CONSIDERATION OF AMENDING THE FISCAL YEAR 2023 BUDGET APPROPRIATION ORDINANCE TO FUND RIVERFRONT PARK CONSTRUCTION AND GENERAL CONTINGENCY

Upon **Motion** by Council Member Buckner and **second** by Council Member Mayo, an Ordinance entitled:

ORDINANCE NO. 2022-12.10

AN ORDINANCE AMENDING THE FISCAL YEAR 2023 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUES FROM VARIOUS TAXES TO FUND RIVERFRONT PARK CONSTRUCTION AND GENERAL FUND CONTINGENCY FOR AN APPROPRIATION IN THE AMOUNT OF \$2,500,000 AND APPROPRIATING THE SAME.

was presented by its **First Reading**, as required by City Charter, to lie over before final adoption.

Council Member Whittle questioned if the City was raising taxes and City Manager Ken Larking noted they were not, this was anticipating additional revenue, there was no raising taxes. As Mr. Adkins previously mentioned, the consumer driven taxes were performing much better than expected.

Council Member Campbell questioned if it was costing the City more because they had to wait so long and Mr. Larking stated when the bids came in for the Riverfront Park, the base bid was about \$2M higher than what had been expected when the project first began a few years ago. The cost of construction has gone up quite a bit in the past few years; the City was not immune to that and so the cost of the park went up. Fortunately, the City has been receiving additional revenues that could help cover some of that cost. If the City were to wait longer to award the bid, likely the cost would go up. The second lowest bidder for the project was at least \$2M higher than the low bid, and he would be worried if they waited to move forward with this project they would go out to bid at a future date and have more to pay. The base bid was over \$12M and the alternate to do the pier, which was what everyone expected to see happen, was an additional \$2M; that has to wait until after the federal permitting process was complete. The plan was to budget that in a future budget. Mr. Campbell noted the total amount will probably now be \$14M and Mr. Larking noted that was correct, and passing this resolution, moving forward, the \$2.5M will allow the City to go ahead and start the project; it does enable the City to move forward with the project and award the bid. It should start shortly, in the next few weeks, maybe the beginning of next year with an eighteen month timeframe to complete.

Council Member Vogler noted to clarify, these were revenues coming in beyond what the City had budgeted for, so the City was doing better than what they had planned for. In previous years when they had this happen they typically put it back in the reserves and have done that for a number of years which was why the reserves were sitting as well as they were. This time, it was

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a First Reading on a vote to take that money to get the shovel in the ground for a park that the City has been talking about for six years. This gets the City across the finish line and people will see construction beginning. Mr. Larking noted as a reminder, the City did receive \$4M in grant funds from the Danville Regional Foundation, a \$740,000 grant from the State, several other donations from various civic clubs and personal donations from people in order to accomplish this park. The City was also using Duke settlement money from the coal ash spill; there was a lot of other peoples' money involved in getting this park built and the City continues to collect. If anyone was interested in helping to bridge the gap to get the Riverfront Park done, they were still looking and will continue to look for additional funds to make that happen. Mr. Larking noted the challenge of this project was that it was a park on a river, and the regulatory process of getting permits approved on the river in the flood plain was more time consuming than was anticipated.

Mr. Whittle noted when it came to tearing down the dam, that was when it was said it would expedite the park and Mr. Larking stated, the pier. Because of the flood plain, if the City could reduce some elements that contribute to the flood plain, they could put more features at the park. It was a good tradeoff; for practical reasons, it makes sense to remove the dam in order to get the park features that people were looking forward to. Mr. Whittle noted that land did not exist when he was young, it was backfill, has the city considered what was under it and Mr. Larking explained there has been testing, it was part of the process of why it was taking so long, all the testing being done and permits. Mr. Whittle stated he was not a park hater, on the other hand, take the \$1.2M from the coal ash spill and fix the thirty parks they have now. Mr. Larking noted the Parks and Recreation department was meeting with neighborhoods throughout the city to get feedback on the kinds of parks they would like to see in the future and certainly that will be addressed in future years.

Vice Mayor Miller noted he was a park lover and believed this one will be a jewel for the City; a lot of work has gone into this, money from the coal ash spill that was designated for this park, input from citizens what they would like at the park, a lot of people have gotten together to do this and it was now getting started. The longer the City waits the more expensive it will be; it was time to start this and get it finished.

CONSIDERATION OF A RESOLUTION IN SUPPORT OF THE PITTSYLVANIA COUNTY'S BOARD OF SUPERVISORS REQUEST TO VDOT

Council Member Buckner **moved** for adoption of a Resolution entitled:

RESOLUTION NO. 2022-12.13

A RESOLUTION ENCOURAGING AND SUPPORTING A REQUEST BY THE PITTSYLVANIA COUNTY BOARD OF SUPERVISORS TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO RENAME A NORTHERN PORTION OF ROUTE 311/BERRY HILL ROAD (RUNNING FROM ROUTE 58 TO THE INTERSECTION OF THE PROPOSED CONNECTOR ROAD TO SERVICE THE AUTHORITY'S SOUTHERN VIRGINIA MEGASITE PROJECT) TO "HARVILLE-SAUNDERS HIGHWAY", "LANE" OR "ROAD"

The Motion was **seconded** by Council Member Vogler.

Mr. Buckner stated he believed this was a fitting tribute to two great men who had a lot to do with the progress and unity seen with the City and County to develop this project.

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Vice Mayor Miller noted this was also approved at RIFA; Coy Harville and Sherman Saunders were there at the beginning of the Berry Hill project and there were not two more appropriate people to name this road after.

Council Member Vogler stated as Dr. Miller mentioned, this was on the agenda at the most recent RIFA meeting and they were honored to vote on this. Council Member Saunders did not ask for this and tried to do everything he could to not accept this; that was how humble he was. Mr. Saunders was there from the very beginning of RIFA and the Mega Site; the great things that were in the works and coming out there would not be possible without Sherman Saunders. To have him recognized in this way was completely appropriate and something that will live on beyond everyone here and rightfully so. Mr. Vogler stated he was glad Council was voicing their support for this and hopefully Pittsylvania County will be successful in their efforts through VDOT.

Council Member Campbell noted in addition to the work with the County, his work with PCCA for many years, his relationship with the county has been ongoing, and Council wanted to honor him for his work in the community.

Mayor Jones thanked Mr. Saunders for all that he has done for the City and the County.

Mr. Saunders thanked Council for this, noting it was not expected and he was extremely humbled by it, has never asked for anything for himself and he was so appreciative of it. To everyone, thank you for the kind words.

The **Motion** was carried by the following vote:

VOTE:	8-0-1
AYE:	Buckner, Campbell, Hood, Jones, Mayo, Miller, Vogler and Whittle (8)
NAY:	None
ABSTAIN:	Saunders (1)

COMMUNICATIONS

Mayor Jones noted there has been much conversation regarding employee pay; Council Members have had a conversation with the City Manager and asked Mr. Larking to give a brief explanation of what they plan to do in January for all city employees.

City Manager Ken Larking explained as part of the current year's budget the City Council adopted, additional compensation to be implemented on January 1, 2023, which will provide an increase to all employees, except certain sworn police officers who had already received a pay increase due to a severe shortage of personnel and the crisis they were experiencing a little over a year ago. This was meant to be a way to alleviate the compression in implementing the \$11.00 minimum wage that the state required. Every employee within the City was supposed to get an increase except for those who had already received one in the police department. Mr. Larking noted they were looking at the potential of an additional increase he would like to recommend at some point to the Council, that would help alleviate, a bit, the \$12.00 minimum wage increase. They know, as reported at the last Council work session, that there were several employees throughout the city government that were underpaid as compared to the market and staff wanted to be able to address that as well. Part of the budget amendment that was under consideration would include funding to address two things: one was a pay study that would be done to take a look at all pay throughout the city organization to make sure they were fairly compensating their

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employees and do it in a way that was the most efficient, and also a \$1,000 across the board increase for most city employees to help with compression related to the \$12 minimum wage.

Mr. Larking stated he wanted to take the opportunity to express his appreciation to the entire work force. Council often compliments the City employees, and he does not do it as often as he should during Council meetings to let Council know how proud he was of his coworkers throughout the city government. They have many reasons to be proud of the work that was done; often they saw departments and individual employees being recognized regionally, statewide and even beyond for the work they were doing on behalf of the community. Danville was getting recognized for the things they were doing to make positive change for the community. Mr. Larking wished them all Merry Christmas, Happy Holidays and a Happy New Year.

Mr. Larking noted the deadline was fast approaching, and IT has asked to let Council Members know they would be happy to help any of them do their security test to make sure they were compliant with the cybersecurity program. If Council has not already done so, the deadline was approaching and to reach out to IT.

There were no communications from the Deputy City Manager, Deputy City Attorney or City Clerk.

Council Member Hood thanked all Danville citizens, for coming to Council with questions and concerns; it was appreciated. It humbled each one of them to be in a position to be able to answer those questions; if they don't have the answer right then, they were able to reach out to the City Manager for information. Mr. Hood thanked each Council Member for sharing their wisdom; he appreciated that. On Friday at the Historic North Main Theatre, they will have the Michael Jackson Experience, and wished everyone a Merry Christmas, Happy New Year and looked forward to next year.

Council Member Mayo noted it was good to see all the citizens in attendance this evening. Mr. Mayo gave a shout out to Tyson's who had an event at Danville Community College last Saturday, they had over 40,000 pounds of chicken they gave to citizens that came by; it was a great turnout. There was also another food give away tomorrow with Southwest Virginia Food Distribution at Danville Community College. Mr. Mayo encouraged citizens to be mindful this time of year with the increase in car break ins, don't leave their cars unlocked and valuables in the car. The Harry Johnson Holiday Classic was upcoming and he looked forward to that, and Merry Christmas to everyone.

Vice Mayor Miller noted Charles Harris passed recently; if citizens read the story in the paper, he accomplished a lot. He was a great man and they will remember him and his family. Dr. Miller recognized Grant Crews in IT who helped get him through the cybersecurity training, and recommended Council call him for assistance with it. Dr. Miller wished everyone a Merry Christmas.

Council Member Saunders gave a special thanks to Pittsylvania County and the City of Danville for the honor they were bestowing. He was born and raised Pittsylvania County, lived in Danville for thirty plus years and was very humbled by this recognition. He wanted every young person who was listening or heard about this, this could be them one day, and beyond.

Council Member Vogler noted in ten and half years he has never missed a City Council meeting, but tonight's meeting was a close call; this time last night he was laid up in a hospital bed. Yesterday he and his son were in a pretty bad car wreck but they were very fortunate to walk away from it; he and his son were doing well. Mr. Vogler thanked the firefighters, police officers

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and Danville Life Saving Crew who were there on the scene to help them and the other individual who pulled in front of them. The outpouring of prayers and well wishes they received in the last twenty four hours was amazing, and thanked all the Council Members for their concern. Mr. Vogler wished the city employees and the citizens of Danville a Merry Christmas and Happy New Year.

Council Member Whittle noted his mother celebrated her ninety eight birthday the other day and was grateful that he had her for Christmas; Mr. Whittle wished everyone a good holiday encouraged them to enjoy their families.

Council Member Buckner noted to all employees, co-workers and families, a Merry Christmas, and hoped that 2023 will be their best year yet. Mr. Buckner encouraged everyone to go to the Harry Johnson Holiday Classic on December 27, 28 and 29th at GWHS.

Council Member Campbell noted he wanted to echo everything that was said and was glad Mr. Vogler and his son were okay. Reverend Campbell wished everyone a Merry Christmas, a Happy New Year and to enjoy their families; every new day was a blessing, and 2023 was going to be a great year.

Mayor Jones encouraged parents to take their children to the Michael Jackson event at the North Main Theatre, as well as the Harry Johnson Holiday Classic on December 27, 28 and 29th. Mayor Jones noted Crystal Cobbs did a great job as the school board chair, her last meeting was last week, and they wished her well. Mayor Jones encouraged citizens to slow down and enjoy their friends and families, and the holidays.

CLOSED MEETING

At 8:22 p.m., Vice Mayor Miller **moved** that this meeting of the City Council of the City of Danville, Virginia be recessed and that Council immediately reconvene in a Closed Meeting for the following purposes: discussion and consideration or interview of prospective candidates for employment, assignment, appointment, promotion, performance, salary of specific public employees or appointees as permitted by Subsection (A)(1) of Section 2.2-3711 of the Code of Virginia, 1950 as amended and more specifically to consider: performance and salaries of the City Manager, City Attorney and City Clerk.

The Motion was **seconded** by Council Member Mayo and carried by the following vote:

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

Upon unanimous vote at 8:30 p.m., Council reconvened in open session and Vice Mayor Miller **moved** for adoption of the following Resolution:

CERTIFICATE OF CLOSED MEETING

WHEREAS, the Council convened in Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Freedom of Information Act; and

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WHEREAS, Section 2.1-344.1 of the Code of Virginia, 1950, as amended, requires a Certification by the Council that such Closed Meeting was conducted in conformity with Virginia Law;

NOW, THEREFORE, BE IT RESOLVED that the Council hereby certifies that, to the best of each Member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements of Virginia Law under Section 2.2-3711 were heard, discussed or considered, and (ii) only such public business matters as were identified in the Motion by which the Closed Meeting was convened were heard, discussed or considered by the Committee.

The Motion was **seconded** by Council Member Whittle and carried by the following vote:

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

MEETING ADJOURNED AT 8:31 P.M.

APPROVED:

s/Alonzo L. Jones
MAYOR

ATTEST:

s/Susan M. DeMasi, CMC
CITY CLERK